

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

January 11, 1999

DIVISION ONE

B117047 Bernstein (Not for Publication)
v.
Bernstein

The judgment (October 17, 1997, order denying husband's spousal support modification request) is reversed and the matter remanded for proceedings consistent with this opinion. The parties shall bear their own costs on appeal.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.
Dunn, J. (Assigned)

B119318 People (Not for Publication)
v.
Gonzalez

The stipulation to the prior conviction is vacated and set aside. The matter is remanded for further proceedings and resentencing, including imposition of fines as discussed in part III of this opinion. In all other respects, the judgment is affirmed.

Ortega, Acting P.J.

We concur: Masterson, J.
Dunn, J. (Assigned)

January 11, 1999-Continued

DIVISION ONE (Continued)

B097828 People (Not for Publication)
v.
Guevara

The judgment is affirmed.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.
Masterson, J.

B122267 People (Not for Publication)
v.
Davis

The judgment is affirmed.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.
Masterson, J.

DIVISION TWO

[illegible]

The judgment is affirmed.

Boren, P.J.

We concur: Nott, J.
Zebrowski, J.

January 11, 1999-Continued

DIVISION TWO (Continued)

[illegible]

The juvenile court is ordered to amend its minute order to state that the petition is sustained as to court 1 only and that counts 2 and 3 are dismissed. In all other respects, the judgment (order) is affirmed.

Boren, P.J.

We concur: Fukuto, J.
Zebrowski, J.

DIVISION THREE

B108693 Fortensky (Not for Publication)
v.
National Enquirer, Inc.

The order is affirmed. The Enquirer to recover costs on appeal.

Klein, P.J.

We concur: Croskey, J.
 Kitching, J.

B120626 People (Not for Publication)
v.
Coleman

The judgment (order revoking probation) is affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

January 11, 1999-Continued

DIVISION THREE (Continued)

[illegible]

The judgment is affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

B093440 Enriquez (Not for Publication)
B094381 v.
Gonzalez, et al.

The orders are affirmed. Respondents to recover costs on appeal.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J

B119154 Martin-Cameron (Not for Publication)
v.
Cameron

The sanctions order is vacated as to Victor, against whom sanctions were not sought. The sanctions order is affirmed, as to Duncan. Zena to recover her costs as against Duncan.

Klein, P.J.

We concur: Croskey, J.
 Aldrich, J.

B115969 People
v.
Enriquez

Filed order modifying opinion. (No change in the judgment)

January 11, 1999-Continued

DIVISION FIVE

B117095 People (Not for Publication)
v.
Victor Ajanel and Mauricio Ajanel

The judgments are affirmed.

Godoy Perez, J.

We concur: Turner, P.J.
 Grignon, J.

B110080 James M. Dale
v.
Louise Danae Dale

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

B121211 Shoshana Balalul (Not for Publication)
v.
Stewart Title Escrow Division et al

The judgment of dismissal is affirmed as to respondent Stewart Title Escrow Division. Respondent Stewart Escrow Division is awarded its costs on appeal. The appeal is dismissed as to Richard Ly. Ly and Balalul are to bear their own costs on appeal.

Grignon, Acting P.J.

We concur: Armstrong, J.
 Godoy Perez, J.

January 11, 1999-Continued

DIVISION SIX

B118494 Hernandez (Not for Publication)
v.
Huntington Park Development Agency et al.

The judgment is affirmed. Costs shall be recovered by respondents. Respondents' motion for sanctions is denied.

Burke, J. (Assigned)

We concur: Yegan, Acting P.J.
Stone, J. (Assigned)

DIVISION SEVEN

B118321 Kibbee (Certified for Publication)
v.
Blue Ridge Insurance Company

The judgment is reversed and the cause is remanded to the trial court for further proceedings consistent with the views expressed in this opinion. Appellant is awarded costs on appeal.

Johnson, J.

We concur: Lillie, P.J.
 Neal, J.

B123170 People (Not for Publication)
v.
Garcia

The judgment is affirmed.

Johnson, J.

We concur: Lillie, P.J.
Neal, J.

DIVISION SEVEN (Continued)

[illegible]

The judgment is modified to require appellant to pay a \$200 parole revocation restitution fine under Penal Code section 1202.45, which is suspended unless and until appellant's parole, if granted, is revoked. The superior court is directed to have its clerk amend the abstract of judgment to state that \$200 restitution fines have been imposed under Penal Code sections 1202.4 and 1202.45, and the restitution fine under Penal Code section 1202.45 is suspended until such time as appellant's parole is revoked. As modified, the judgment is affirmed.

Johnson, J.

We concur: Lillie, P.J.
Neal, J.

B123000 People (Not for Publication)
v.
Evans

The judgment is affirmed.

Johnson, J.

We concur: Lillie, P.J.
Woods, J.

B121267 People (Not for Publication)
v.
Warren

The judgment is affirmed.

Woods, J.

We concur: Lillie, P.J.
Neal, J.